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Attorneys for Plaintiff Perfect 10, Inc.

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

PERFECT 10, INC., a California corporation

Plaintiff,

vs.

RAPIDSHARE A.G., a corporation,
CHRISTIAN SCHMID; BOBBY
CHANG; and DOES 1 through 100,
inclusive

Defendants.

AND RELATED COUNTERCLAIMS

CASE NO. 09 CV 2596 H (WMC)

**NOTICE OF MOTION AND JOINT
MOTION TO DISMISS**

CTR M: 13

JUDGE: Hon. Marilyn L. Huff

DATE FILED: November 18, 2009
TRIAL DATE: None Set

1 **TO THE COURT:**

2 PLEASE TAKE NOTICE that Perfect 10, Inc. ("Perfect 10") and RapidShare AG
3 ("RapidShare") (collectively the "Parties"), jointly move *ex parte* for an order dismissing
4 this action in its entirety, with prejudice, including Perfect 10's Complaint and
5 RapidShare's Amended Counterclaims, pursuant to the parties' confidential Settlement
6 Agreement. Each of the Parties shall bear its own costs, including attorneys' fees.

7
8 DATED: August 12, 2010

LAW OFFICES OF JEFFREY N. MAUSNER

9
10 By: s/Jeffrey N. Mausner

11 JEFFREY N. MAUSNER

12 Attorneys for plaintiff and counter-defendant
13 Perfect 10, Inc.

14 Email: Jeff@Mausnerlaw.com

15 DATED: August 12, 2010

GREENBERG TRAURIG, LLP

16 By: 

17 Attorneys for defendant and counterclaimant

18 RapidShare AG

19 Email: changl@gtlaw.com